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PATENT OCT 29 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE OFFICE OF PETITIONS

Applicants: Landry, et al.

Serial No.: 10/698,010

Filed: October 30, 2003

For: SPINAL STABILIZATION SYSTEMS
AND METHODS USING MINIMALLY
INVASIVE SURGICAL PROCEDURES

Attorney Docket No.: 5259-10700.US.02

Examiner: James L. Swiger III

Group Art Unit: 3733

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Karen R. Smith 10/29/07
Karen R. Smith Date

PETITION TO WITHDRAW PATENT FROM ISSUE UNDER 37 C.F.R. §1.313(c)

Mail Stop 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants submit this Petition to Withdraw Patent From Issue ("Petition") under 37 C.F.R. §1.313 (c)(2) and MPEP § 609.04 (b)IV. Applicants submit this Petition along with a Request for Continued Examination ("RCE") under 37 C.F.R. § 1.114 and an Information Disclosure Statement ("IDS") under 37 C.F.R. §1.97 (b)(4).

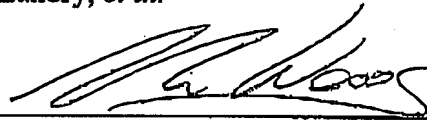
10/30/2007 CKHLOK 00000013 010025 10698010

01 FC:1464 130.00 DA

Application Serial No.: 10/698,010
Attorney Docket No.: 5259-10700US02
Petition to Withdraw from Issue dated October 29, 2007

The Commissioner is hereby authorized to charge the required surcharge of \$790.00 for the RCE processing fee under 37 C.F.R. § 1.17(e) and \$130.00 for the Petition processing fee under 37 C.F.R. § 1.17(h) to Deposit Account No. 01-0025. Further, the Commissioner is hereby authorized to charge any additional filing fees required under 37 C.F.R. § 1.17 concerning this transmission, or to credit any overpayment to Deposit Account No. 01-0025.

Respectfully submitted,
Landry, *et al.*



Michael L. Woods
Registration No. 50,811
Attorney for Applicants

Abbott Spine Inc.
Customer No.: 23492
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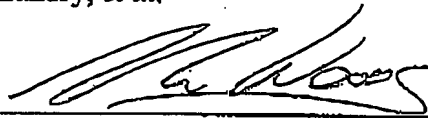
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